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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

July 21, 2004

MICHIEL VAN NIEUWSTADT,  
DEVESH UPADHYAY and  
WILLIAM RUONA

Art Unit: 3748

Serial No.: 10/722,855

Examiner: Tu Minh Nguyen

Filed : November 25, 2003

For : DIESEL ENGINE CONTROL SYSTEM FOR  
USE WITH EMISSION CONTROL DEVICE

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

S i r:

**AMENDMENT**

In response to the Office Action dated May 4, 2004, please  
amend the above-identified application as follows:

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 9.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/722,855	
	Filing Date	November 25, 2003	
	First Named Inventor	Michiel J. van Nieuwstadt	
	Art Unit	3748	
	Examiner Name	Tu Minh Nguyen	
Total Number of Pages in This Submission	13	Attorney Docket Number	81094461

**ENCLOSURES** (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	John D. Russell, Reg. No. 47,048 Kolisch Hartwell P.C.
Signature	
Date	July 21, 2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Lauren Barberena		
Signature		Date	July 21, 2004

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